EXHIBIT A

1 (Pages 1 to 4)

		1					
,	N THE FIFTEENTH JUDICIAL CIRCUIT COURT	1	SLAWSON CUNNINGHAM				
	IN AND FOR PALM BEACH COUNTY, FLORIDA		WHALEN & GASPARI				
	CASE NO.: 502006CA002638MBAD	2	2401 PGA Boulevard, Suite 140				
SOU	THERN CONSTRUCTION SERVICES,		Palm Beach Gardens, Florida 33410				
INC.,	a Florida corporation,	3	Phone: (561)625-6260 ATTORNEYS FOR THE NON-PARTY ULMER				
Pl	aintiff/Counterdefendant,	1					
	•	4	BY: DAVID M. GASPARI, ESQUIRE				
٧.		5	ALSO PRESENT: Sophie Carter, Video Specialist				
	LA CONDOMINIUM ASSOCIATION, INC.,	6	Domingo Castro				
	rida not-for-profit corporation,	7	Donaingo Casao				
et al.		8					
	efendants/Counterclaimant/	وا	INDEX				
T	hird-Party Plaintiff,	10	WITNESS DIRECT CROSS REDIRECT RECROSS				
٧.		11	LOUIS BRINDISI				
אסמ	INGO CASTRO, THALLYGEE CASTRO,	12	By Mr. Telepman 5				
SLIT	ER ENGINEERING GROUP, INC., and	13	By Mr. Gaspari 230				
BTE	X ENGINEERING, INC.,	14					
T	hird-Party Defendants.	15					
		16	EXHIBITS Denocition Exhibit 1 & 2 11				
		17	Deposition Daniel Control				
		18	Doposition Dallott				
	VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI,	19	Deposition Exhibit 4 49 Deposition Exhibit 5 58				
	TAKEN BY THE PLAINTIFF/COUNTERDEFENDANTS	20	Deposition Exhibit 6-8 88				
	ON FRIDAY, JANUARY 4, 2008	22	Deposition Exhibit 9 101				
	·	23	Deposition Exhibit 10 128				
			•				
		24	Deposition Exhibit 11 223				
i 5		24 25	Deposition Exhibit 11 223				
		1.	Deposition Exhibit 11 223				
	earances:	25	THE VIDEOTAPED DEPOSITION OF THE WITNESS,				
		25	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY				
COI	ien, norris, scherer, inberger & Wolmer, P.A.	25 2 1	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM				
App COI WEI	hen, Norris, Scherer,	25 2 1 2	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY				
App COI WEI 712	IEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408	25 2 1 2 3	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM				
App COI WEI 712 Nort	ien, Norris, Scherer, INBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408	25 2 1 2 3 4 5	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE,				
COP WEI 712 North Photo BY:	HEN, NORRIS, SCHERER, INBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 mc (561)844-3600 TORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE	25 2 1 2 3 4 5 6	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4,				
App COI WEI 712 North Photo BY: MC 320	NEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100	25 2 1 2 3 4 5 6 7	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE				
App. COF VEL 712 North Photo BY: 320 AT7 AC7 AC7 AC8	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, M1 48326-2361 ne: (248)373-3700	25 2 1 2 3 4 5 6 7 8	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HICHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4,				
App COF WEI T12 T12 Phori BY: T13 ATT BY: T14 T15 ATT ATT ATT ATT ATT ATT ATT ATT ATT AT	HEN, NORRIS, SCHERER, INBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 IORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48326-2361 ne: (248)373-3700 IORNEYS FOR THE DEFENDANTS/	25 2 1 2 3 4 5 6 7 8 9	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED.				
COF WEI 712 North Property of ATTI BY: MC 320 Auth PATTI COF ATTI COF BY:	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, M1 48326-2361 ne: (248)373-3700	25 2 1 2 3 4 5 6 7 8 9	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of				
COF WELL TO THE PHONE ATT SECOND BY LESS AND SECOND	HEN, NORRIS, SCHERER, INBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor In Palm Beach, Florida 33408 Inc: (561)844-3600 IORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. I University Drive, Suite 100 Inm Hills, MI 48326-2361 Inc: (248)373-3700 IORNEYS FOR THE DEFENDANTS/ INTERCLAIMANT/THE DEFENDANTS/ INTERCLAIMANT/THIRD-PARTY PLAINTIFF	25 2 1 2 3 4 5 6 7 8 9	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern				
App COI WEI 712 Photo ATT BY: GAT COI BY:	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48326-2351 ne: (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNITERCLAIMANT/THIRD-PARTY PLAINTIFF : MATTHEW D. NOVELLO, ESQUIRE UMERS LAW FIRM, P.A. 5 Park Central Court	25 2 1 2 3 4 5 6 7 8 9	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium				
COI WEEL 712 North Photo ATT BY: MC 320 Aut Photo ATT CO' BY: ME 339 Nap Nap Photo BY:	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48326-2361 ne: (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 15 Park Central Court oles, Florida 34109 me: (239)513-9191	25 2 1 2 3 4 5 6 7 8 9 10 11	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiars Condominium				
COF WEI 712 North Photo ATT BY: 320 320 3 Auth Photo COF COF D BY: L	HEN, NORRIS, SCHERER, INBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Besch, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48326-2361 ne: (248)373-3700 IORNEYS FOR THE DEFENDANTS/ UNITERCLAIMANTITHIRD-PARTY PLAINTIFF that MATTHEW D. NOVELLO, ESQUIRE USERS LAW FIRM, P.A. 15 Park Central Court oles, Florida 34109 me: (239)513-9191 TORNEYS FOR THE DEFENDANTS/	25 2 1 2 3 4 5 6 7 8 9 10 11 12	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro,				
COF WEI 712 North Phot 320 320 34 AU Phot CO' BY Nat Nat Nat CO' Nat Nat Nat CO' Nat Nat Nat Nat Nat Nat Nat Nat Nat Nat	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48326-2361 ne: (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 15 Park Central Court oles, Florida 34109 me: (239)513-9191	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., FURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al.				
COF WEI 712 North Photo ATT S20 AUT Photo BY:	HEN, NORRIS, SCHERER, INBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 nnc (561)844-3600 IORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48326-2361 nnc (248)373-3700 IORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 5 Park Central Court olse, Florida 34109 unic (239)513-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video				
COF WEI 712 North Photo 320 320 320 320 320 320 320 320 320 320	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48326-2351 ne: (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNITERCLAIMANT/THIRD-PARTY PLAINTIFF: MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 5 Park Central Court oles, Florida 34109 mic: (239)513-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF: STEVEN E. NURENBERG, ESQUIRE UBERTS, REYNOLDS, DARD & TUZZIO, P.A.	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video specialist with Legal Video & Media. The court				
App COF WEI TOTAL North Photo SATT BY: SY ACT SO AU TOTAL ATT BY: SY ATT CO BY AT	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLANTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. I University Drive, Suite 100 num Hills, Mi 48326-2351 ne: (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 15 Park Central Court oles, Florida 34109 me: (239)313-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : STEVEN E. NURENBERG, ESQUIRE DEBERTS, REYNOLDS, DARD & TUZZIO, P.A. O COUNTED	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video specialist with Legal Video & Media. The court reporter is Pam Grimaldi with Pinnacle Reporting.				
COF WELL TILL TO THE TENT OF T	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1) University Drive, Suite 100 num Hills, MI 48326-2351 ne: (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF: MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 5 Park Central Court oles, Florida 34109 one: (239)513-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF: STEVEN E. NURENBERG, ESQUIRE DEBERTS, REYNOLDS, DARD & TUZZIO, P.A. O Columbia Drive idding C-101 ist Palm Beach, Florida 33409	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video specialist with Legal Video & Media. The court reporter is Pam Grimaldi with Pinnacle Reporting. Today is Friday, January 4, 2008 and the time is				
App CO CO NE CO	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48326-2361 ne: (248)373-3700 TORNEYS FOR THE DEFENDANTS/ UNITERCLAIMANT/THIRD-PARTY PLAINTIFF : MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 5 Park Central Court oles, Florida 34109 me: (239)513-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : STEVEN E. NURENBERG, ESQUIRE UBERTS, REYNOLDS, DARD & TUZZIO, P.A. O Columbia Drive iding C-101 ost Palm Beach, Florida 33409 one: (361)688-6506 TORNEYS FOR THE THIRD-PARTY TORNEYS FOR THE THIRD-PARTY	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video specialist with Legal Video & Media. The court reporter is Pam Grimaldi with Pinnacle Reporting. Today is Friday, January 4, 2008 and the time is 9:33.				
App COF WEI TOTAL	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 net (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1) University Drive, Suite 100 num Hills, MI 48326-2361 net (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF th MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 15 Park Central Court oles, Florida 34109 nnet (239)513-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF the STEVEN E. NUERBERG, ESQUIRE UNTERCLAIMANT/THIRD-PARTY PLAINTIFF the STEVEN E. NUERBERG, ESQUIRE DEBERTS, REYNOLDS, DARD & TUZZIO, P.A. O Columbia Drive ikling C-101 sis Palm Beach, Florida 33409 onet (361)688-6560 TORNEYS FOR THE THIRD-PARTY FERNDANT BTEX ENGINEERING	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video specialist with Legal Video & Media. The court reporter is Pam Grimaldi with Pinracle Reporting. Today is Friday, January 4, 2008 and the time is 9:33. At this time will counsel please state their				
COID BY Name of State	NER, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1) University Drive, Suite 100 num Hills, MI 48326-2361 ne: (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : MATTHEW D. NOVELLO, ESQUIRE LUERS LAW FIRM, P.A. 5 Park Central Court oles, Florida 34109 one: (239)513-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : STEVEN E. NURENBERG, ESQUIRE DEBERTS, REYNOLDS, DARD & TUZZIO, P.A. 2 Columbia Drive iding C-101 sst Palm Beach, Florida 33409 one: (561)688-6560 TORNEYS FOR THE THIRD-PARTY EFENDANT BTEX ENGINEERING F: ERIC W. DEMING, ESQUIRE	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiars Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video specialist with Legal Video & Media. The court reporter is Pam Grimaldi with Pinnacle Reporting Today is Friday, January 4, 2008 and the time is 9:33. At this time will counsel please state their appearances for the record?				
App COF WELT TO THE WELL TO TH	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48326-2361 ne: (248)373-3700 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 15 Park Central Court oles, Florida 34109 me: (239)513-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : STEVEN E. NURENBERG, ESQUIRE UBERTS, REYNOLDS, DARD & TUZZIO, P.A. O Columbio Drive Isiding C-101 usi Palm Beach, Florida 33409 one: (361)688-6560 ortorneys FOR THE THIRD-PARTY FERDANT BTEX ENGINEERING f: ERIC W. DEMING, ESQUIRE	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAM GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video specialist with Legal Video & Media. The court reporter is Pam Grimaldi with Pinnacle Reporting Today is Friday, January 4, 2008 and the time is 9:33. At this time will counsel please state their appearances for the record?				
App. COI WE 712 Norm Photo ATT SYME ATT ATT ATT ATT ATT ATT ATT A	NERN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48236-2351 ne: (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : MATTHEW D. NOVELLO, ESQUIRE UUERS LAW FIRM, P.A. 15 Park Central Court oles, Florida 34109 nne: (239)513-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : STEVEN E. NURENBERG, ESQUIRE DIESTENDER TUZZIO, P.A. 10 Columbia Drive ikling C-101 sst Palm Beach, Florida 33409 one: (361)688-6560 TORNEYS FOR THE THIRD-PARTY FIFENDANT BTEX ENGINEERING 7: ERIC W. DEMING, ESQUIRE DLE, SCOTT & KISSANE, P.A. d Floor 45 Palm Beach Lakes Boulevard	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAMI GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video specialist with Legal Video & Media. The court reporter is Pam Grimaldi with Pinriacle Reporting Today is Friday, January 4, 2008 and the time is 9:33. At this time will counsel please state their appearances for the record? MR. TELEPMAN: Jim Telepman representing				
App COF WEI TOT Nor STORY ATT BY: MC 320 BY ATT CO D BY Na AC BY S ATT BY: TOT AC BY S ATT BY: TOT BY TOT BY	HEN, NORRIS, SCHERER, NBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1) University Drive, Suite 100 num Hills, MI 48326-2361 ne: (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNITERCLAIMANT/THIRD-PARTY PLAINTIFF : MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 5 Park Central Court oles, Florida 34109 me: (239)513-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANT/THIRD-PARTY PLAINTIFF : STEVEN E. NURENBERG, ESQUIRE BEERTS, REYNOLDS, DARD & TUZZIO, P.A. O Columbia Drive iding C-101 ost Palm Beach, Florida 33409 one: (561)688-6560 one: (561)688-6560 TORNEYS FOR THE THIRD-PARTY IFENDANT BTEX ENGINEERING ': ERIC W. DEMING, ESQUIRE DLE, SCOTT & KISSANE, P.A. d Florida 33401 one: (561)383-3902	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAMI GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video specialist with Legal Video & Media. The court reporter is Pam Grimaldi with Piruscle Reporting. Today is Friday, January 4, 2008 and the time is 9:33. At this time will counsel please state their appearances for the record? MR. TELEPMAN: Jim Telepman representing Southern Construction Services and the Castros.				
App. COP 3 WEI 712 1 North 71	HEN, NORRIS, SCHERER, INBERGER & WOLMER, P.A. U.S. Highway One, 4th Floor th Palm Beach, Florida 33408 ne: (561)844-3600 ORNEYS FOR THE PLAINTIFF/COUNTERDEFENDANT JAMES TELEPMAN, ESQUIRE ALPINE & ASSOCIATES, P.C. 1 University Drive, Suite 100 num Hills, MI 48326-2361 ne: (248)373-3700 FORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANTITHIRD-PARTY PLAINTIFF that MATTHEW D. NOVELLO, ESQUIRE UERS LAW FIRM, P.A. 15 Park Central Court oles, Florida 34109 nne: (239)513-9191 TORNEYS FOR THE DEFENDANTS/ UNTERCLAIMANTITHIRD-PARTY PLAINTIFF that Torneys FOR THE DEFENDANTS/ UNTERCLAIMANTITHIRD-PARTY PLAINTIFF the STEVEN E. NURENBERG, ESQUIRE UBERTS, REYNOLDS, DARD & TUZZIO, P.A. 10 Columbia Drive Ilding C-101 Sist Palm Beach, Florida 33409 one: (361)688-6500 TORNEYS FOR THE THIRD-PARTY FIEDDANT BETX ENGINEERING f: ERIC W. DEMING, ESQUIRE DLE, SCOTT & KISSANE, P.A. d Floor 45 Palm Beach Lakes Boulevard est Palm Beach, Florida 33401	25 2 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	THE VIDEOTAPED DEPOSITION OF THE WITNESS, LOUIS BRINDISI, TAKEN BY THE PLAINTIFF/THIRD-PARTY DEFENDANTS, IN THE ABOVE-TITLED CAUSE, BEFORE PAMI GRIMALDI, RPR, COURT REPORTER AND NOTARY PUBLIC, STATE OF FLORIDA AT LARGE, AT 712 U.S. HIGHWAY ONE, NORTH PALM BEACH, FLORIDA ON FRIDAY, JANUARY 4, 2008, BEGINNING AT 9:33 A.M., PURSUANT TO THE NOTICE HERETOFORE FILED. THE VIDEOGRAPHER: This is the deposition of Louis Brindisi in the matter of Southern Construction Services versus Tiara Condominium Association, Incorporated versus Domingo Castro, et al. My name is Sophie Carter. I'm the video specialist with Legal Video & Media. The court reporter is Pam Grimaldi with Piruscle Reporting. Today is Friday, January 4, 2008 and the time is 9:33. At this time will counsel please state their appearances for the record? MR. TELEPMAN: Jim Telepman representing Southern Construction Services and the Castros. MR. NOVELLO: Matt Novello representing the				

2 (Pages 5 to 8)

			2 (Pages 5 to 8)			
	5		7			
1	homeowners.	1	Q All right, sir. Do you still actively			
2	MR NURENBERG: Steven Nurenberg for Tiers	2				
3	Condominium Association.	3	A Yes.			
4	MR GASPARI; David Gaspari for Ulmer	4	Q What is the main subject of your practice?			
5	Construction.	5	A Serious personal injury and wrongful death			
6	MR. HOPKINS: Christopher Hopkins for Slider	6	cases.			
7	Engineering.	7	· Q Plaintiff's work?			
8	MR DEMING: Eric Deming for BTEX.	8	A Plaintiff's.			
9	THE VIDEOGRAPHER: Would the witness please	9	Q Has that been the focus of your practice most			
0		10	of your career?			
1		11	A Yes.			
.2	LOUIS BRINDISI,	12	Q Have you ever represented a plaintiff or a			
.3		13	defendant in a construction defect lawsuit?			
.3	TRUTH AS HEREINAFTER CERTIFIED, TESTIFIES AS FOLLOWS:	14	MR. NOVELLO: Form of the question objection.			
. 5	DIRECT EXAMINATION	15	THE WITNESS: Yes.			
.6	BY MR. TELEPMAN:	16	BY MR. TELEPMAN:			
	Q Please give your full name and home address,	17	O How many times?			
17		18	A Numerous,			
18	please. A Louis Thomas Brindisi. You'll have to excuse	19	O Plaintiff, defendant, or both?			
19	me, I have a little bit of a sinus condition. 1003	20	A Plaintiff. In New York we have what we call			
20		21	the Labor Law. If you're injured on the job or			
21	Parkway East, Utica, New York. Q You're an attorney at law by profession?	22	something of that nature, you can bring direct action			
22		23	against the employer and against the contractor, and			
23	A Yes.	24	those types of actions.			
24	Q And you've been deposed before?	25	Q So your involvement as a lawyer in			
25	A Yes.	12.5				
	. 6		8			
1	Q So you understand the rules of taking a	1	construction-related cases has been primarily limited			
2	deposition both as an attorney and as a witness?	2	to cases on behalf of injured workers?			
3	A Yes.	3	A Yes.			
4	Q I won't waste any time, then, by going	4	Q Not so much representing contractors versus			
5	through the rules. But if you have any questions as we	5	owners?			
6	proceed, please feel free to interrupt.	б	A No.			
7	Where are you licensed to practice law?	7	Q Have you ever been involved in a case			
8	A New York and Florida.	8	representing a contractor versus an owner or vice			
9	Q How long have you been licensed to practice	9	versa?			
10	law in New York?	10	MR. NOVELLO: Objection. Form.			
11	A Since 1960.	11	THE WITNESS: I'm sure I have over the years.			
	Q How long have you been licensed to practice	12	BY MR. TELEPMAN:			
12 13	law in the State of Florida?	13	Q Can you give us one example?			
	A I was thinking about that. I think it was	14	A I cannot.			
14	19 '78 rings out in my mind, but I'm not positive.	15				
15	· ·	16				
16	Q That's okay, sir.	17				
17	Have you ever actively practiced law in the	18	or			
18	State of Florida?	19				
19	A No.	20				
20		21				
21		- 1				
22	<u>-</u>	22				
23		23	••			
24		24				
25	A Just never got around to it.	25	Q When did you obtain your second unit at the			

61 (Pages 241 to 242)

		61	(Pages	241	to	242)
	241					
1	CERTIFICATE					
2	The State of Florida		•			
3 4	County of Palm Beach					ļ
5	I, Pamela Grimaldi, Registered Professional Reporter and Notary Public, State of Florida at Large, do					Ì
6	hereby certify that LOUIS BRINDISI personally appeared and was by me first duly sworn to testify					
7	the whole truth; that I was authorized to and did report said deposition in stenotype; and that the					
8	foregoing pages, numbered from 1 to 237 inclusive, are a true and correct transcription of my shorthand					
9	notes of said deposition.					
10	I further certify that the said deposition was taken at the time and place hereinabove set forth and that					
11	the taking of said deposition was commenced and completed as hereinabove set forth.			•		
12 13	I further certify that I am not attorney or counsel					
14	of any of the parties, nor am I a relative or employee of any attorney or counsel, or financially					
15	interested in the action.					
16	The foregoing certification of this transcript does not apply to any reproduction of the same by any					
17	means unless under the direct control and/or direction of the certifying reporter.					
18 19	In witness whereof I have hereunto set my hand and					
20	seal this 14th day of January 2008.					
21 22	Famela Grimaldi, RPR					
23	Notary Public, State of Florida					
24	at largeN8 My commission expires 07/07/11N8 NoN8 DD 695797N8					-
23	242					
١.	CERTIFICATE OF OATH		•			
1 2						
3	STATE OF FLORIDA COUNTY OF PALM BEACH		•			
4	000					
5	I, Pamela Grimaldi, RPR, Notary Public, State					
6	of Florida at large, do hereby certify that LOUIS BRINDISI personally appeared before me and was duly					
7	swomN8	·				
8	Witness my hand and seal this 14th day of January, 2008.					
9	January, 2006.					
10						
12	habit					
13	Pamela Grimaldi, RPR Notary Public - State of Florida					
14	My Commission NoN8: DD 695797					
15	Expires: July 7, 2011					
16		1				
17						
19 20						
21						
22 23						
24	•					
12.5		i .				